

BEFORE THE  
POSTAL REGULATORY COMMISSION  
WASHINGTON, DC 20268-0001

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Downtown Fernandina Beach Station  
Fernandina Beach, FL

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Docket No. A2013-7

CONSENT MOTION FOR AN EXTENSION OF TIME TO FILE  
RESPONSES TO THE POSTAL SERVICE'S MOTION TO DISMISS

(August 6, 2013)

On July 22, 2013, petitions for review were filed by David A. Granger<sup>1</sup>, Julie L. Batts<sup>2</sup>, and Jane S. Van Delinder<sup>3</sup> (Petitioners) in connection with the closing of the Downtown Fernandina Beach post office in Fernandina Beach, FL. On August 1, 2013, the Postal Service timely filed a motion to dismiss the proceeding.<sup>4</sup> Responses to the Motion to Dismiss are due on August 12, 2013.<sup>5</sup> Contemporaneously with its Motion to Dismiss, the Postal Service filed the Administrative Record.<sup>6</sup>

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<sup>1</sup> Petition for Review, Appeal of the Postal Service's Final Determination to close the Fernandina Beach Downtown Station post office, July 22, 2013.

<sup>2</sup> Letter from Julie L. Batts to Commission's office, dated July 22, 2013.

<sup>3</sup> Letter from Jane S. Van Delinder to Postal Regulatory Commission, dated July 22, 2013 (received by Office of the Secretary July 31, 2013).

<sup>4</sup> Motion of United States Postal Service to Dismiss Proceedings, August 1, 2013 (Motion to Dismiss).

<sup>5</sup> Order No. 1789, Notice and Order Accepting Appeal and Establishing Procedural Schedule, July 24, 2013, at 3.

<sup>6</sup> United States Postal Service Notice of Filing Administrative Record, August 1, 2013 (Notice). The partial administrative record is attached to the Notice (Administrative Record).

Key documents are missing from the Administrative Record, including the certification of the record, the final determination itself, and the date stamped final determination cover sheets. The Public Representative spoke with Postal Service counsel concerning the missing documents on August 2, 2013 and August 6, 2012. Counsel indicated that the Postal Service plans to file the missing Administrative Record documents in the next few days.

Since these documents are instrumental to the issues raised in this appeal, the Public Representative requests that the Commission extend the deadline for filing responses to the Motion to Dismiss to allow the Public Representative and the Petitioners adequate time to consider the missing documents' relevance to responses to the Motion to Dismiss. Accordingly, the Public Representative requests that the deadline for filing a response to the Postal Service's Motion to Dismiss be extended for three additional days until August 15, 2013. If the missing documents are not filed by August 12, 2013, the Public Representative requests that the Commission grant a further extension until three days after the missing documents are filed. Petitioner David A. Granger supports the relief requested in this motion.

The Public Representative has conferred with Postal Service counsel and has been authorized to represent that the Postal Service consents to this requested extension.

Respectfully submitted,

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Public Representative

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